App. F. IX-4

Previous References
Legi 22-39 SG: 1-4

1939.
(Legis)

File No. 22-3
Serial Nos. 5-6.

Later References.
Legi 22-39 SG: 8, 9, 10
S 93-39-7
Pri 81-40 (1-2)

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Three only

Part B for November 39

SUBJECT.

The Mysore Public Security Act—

No. P. 3232/Legis & 13.11.39 Notification

Serial No.

2765

Regarding the treatment to be given to persons arrested and detained under Sec. 3 of the Supreme Public Security Act, a draft G.O. is put up for consideration and orders.

BKR
4.10.39

Law Secy)

1st Member
Devan)

G
4/10/39

BKR
5

Rev
5/10/39

Fin
5-10-39

For favour of perusal please

Chief Sec)

G
6/10

MS
6/10

BKR
6.10.39

G.O
Issued vide P 2549-59 Legs 22-39-5 dt 6th Oct to the D.G. of Prisons, DG of Police, Dt Magts & Dists

From
The Deputy Commissioner Hassan
CR 34-39 dt 13.10.39
Suggesting that First Class Magts also may be empowered under
S. 3 of the Act

1939 Bihar Public Security Act.

File No. of 19

General and Revenue Secretariat.

Serial No.

Law Secy. introduction in the P. V. D.

"The Special First Class Magistrate Patna may be empowered"

(sd) Cs 15/1

First member (Chief Secy)

sd. BJK 15/1

"Similarly in other Dts also"

(sd) Asm 15/10

"Issue Notification"

sd) Cs 15/10

sd) BJK 16/1

Draft Notification as instructed to put up for Consideration"

sd BJK 16/10

Law Secy) sd Cs 16/10

"Issue" BJK 16/10

Issued Notfn P 16 — Legis 22-39-4 dated 16.10.

Memo P 17 - Legis d 16.10.39 to the District Magistrate and the S. P.

The Spl Magte. Chirkunda

18/39-40 d 14.10.39

Suggesting certain changes in the Bill when it is to discussed in the Ass.

As only the general Principles are before the Ass these suggestions will be considered when the Bill is placed before the Lc.

Sne
16.10.39

Serial No.

Kind reference is invited to Notification (flag T) empowering the City Magistrates, Mysore and Bangalore and Special 1st class Magistrates at the District Head Quarters to exercise the powers conferred under Section 3 of the Mysore Public Security Act. Such a step was then considered necessary as the District Magistrates were expected to be absent from Head Quarters during the Dasara season. Now that they have returned to their head quarters, there seems to be no longer any need for the above notification to continue to be in force. The said Notification may perhaps be cancelled.

BKR 4.11.39

Law Secy

The notification may be Cancelled It was intended for the special occasion when DHs had Come away to Mysore

1st Member

BKR 6.11.39

8/11/39

6/11

Please see up a draft

BKR 9.11.39

SECY. LAW DEPT. 3064 GOVT O

OFFICE OF THE PRIVY COUNCIL NOV 6 1939 No 4797

The new file relating to the Act may be closed

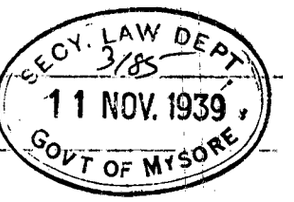
NOTE—Contn. Sheet.

Dangerous Public Security Act

File No. of 193

General and Revenue Secretariat.

Serial No.



A draft is put up for ords.

9.11.39

for approval

BKR
9.11.39

Law Secy

11/11

D.S.Rao
BKR
13/11

Notification

Issues no P. 3232 / Legis 2-39-7 dated

13. 11. 39

Memo no 3233-41 forwarding copies & also to the Dy Comrs

680
CB

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

In connection with the labour troubles in Bangalor it may probably become necessary to take action against some of the leaders under the provisions of the Defence of India Rules. A draft Order is accordingly put up. The Chief Secy. desires that the draft may kindly be scrutinised by the Law Secy. and then submitted to the Law Minister.

GD
23/8

A sentence will be added in the order that the conditions of detention will be those laid down in the G.O. in regard to the interness under the Public Security Act. With this addition, the draft may be approved.

Minister for Law.)

Hm
23.8.41

As in the order issued recently against M.S. Ramarao.
C.B.)

Hm
23.8.41

Let me see this order that addition should be made.

Hm
23.8.41

The draft has been modified as directed also put up

Minister for Law)

Hm
25/8/41

Copy sent

Hm
26-8-41

MS
27/8/41

Subject

If no further action is called for, this paper will be removed from "Secret" and filed for the present with the previous papers.

BS
11/12/41

GD
30/8/41

Please put on a typed draft now

BKR

4·10

Diary No. of letter replied to .....

Section

File No.

Serial No.

General and Revenue Secretariat

( )

the *193*

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue ..... 193 .

Signed by .....

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Read—

Order thereon.—No.

of the Lock up Manual are not applicable to them. They are not to be subjected to more restraint than is necessary for their safe custody, and they shall not be required to labour.

The following may be allowed on the following Scales

(i) The use of diet usual taken by him while he was out of Custody, with permission to cook it for himself if he chooses to do so. All men shall obtain at his own expense under the usual restrictions as to examination and at the discretion of the Supt of the Lock up Officer extra rations of similar character

(ii) The use of his own clothes if approved as suitable

Kit for use and not objection
when the person does not
provide his own clothing
any decent dress different
from that given ~~to~~ any
prisoner shall be provided
detention
... iii) ~~Confinement~~ in
a separate ward ~~provided~~
~~with separate accommodation~~
~~is not~~

C

Secretary Govt
Law Depr

BXR
A·10·39

4/10/39 JG

To

The I. G. of Prisons
The J.G. of Police
The D.M. of Districts

List of Enclosure.

G.R.S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

Section

File No.

Serial No.

General and Revenue Secretariat

( )

the *193*

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 193

Read—

Signed by .....

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

PROCEEDINGS OF THE GOVT. OF H.H.
THE MAHARAJA OF MYSORE.

O R D E R No. 2549-59 Legs. 22-39-5

Dated, Bangalore, 6th October 1939.

The Government are pleased to issue the following instructions regarding the treatment to be given to persons arrested and detained under Section 3 of the Mysore Public Security Act:-

Persons arrested and committed to custody in pursuance of Orders issued under Section 3 of the Mysore Public Security Act are not to be treated as convicts or under-trial prisoners, but as internees detained in the interests of public safety. Though for the sake of convenience they are detained in jails or lock-ups by virtue of a notification issued under Section 3(2), these provisions of the Jail Manual or the Lock-up Manual are not applicable to them. They are not to be subjected to more restraint than is necessary for their safe custody, and they should not be required to labour.

The internee may be allowed the following concessions:-

1. The use of diet usually taken by him while he was outside the custody, with permission to cook it for himself if he chooses to do so. He may also obtain at his own expense, under the usual restrictions as to examination and at the discretion of the

Superintendent or the Lock-up Officer extra provisions of a simple character;

2. Use of his own clothing provided it is sufficient, fit for use and not objectionable. When the person does not provide his own clothing any decent dress different from that of the ordinary prisoner shall be provided;

3. Detention in a separate ward.

Secretary to Government
Law Department.

The I.G. of Prisons
The I.G. of Police.
The District Magistrates of Dts.

CR. 34-39

CS1062

MR. T. RAMAIYA, B.A.(HONS.),
DEPUTY COMMISSIONER.

Dated, Hassan, the ~~13th Oct.~~ 193

IMMEDIATE.

OFFICE OF THE
FIRST MEMBER OF COUNCIL
OCT 15 1939
No 3647

Urgent
Lawsuit with Govt MS.
MS
15/10

Dear Sir,

It is represented by the District Superintendent of Police, Hassan that during my absence in Mysore for the Dasara, he will not be in a position to obtain orders under Section 3 of the Mysore Public Security Act if an emergency should arise therefor, as under the Government Notification No. P.2212/Legis.38-39-3 dated the 25th September 1939, it is only the District Magistrates that are authorised to exercise the powers under this section. It seems to be necessary to empower some other officer, as for instance, the Special First Class Magistrate, to exercise the powers during the absence of the District Magistrate.

I solicit early instructions in the matter.

Yours Sincerely,

RAJASEVAPRASAKTA

B.T. Keshava Iyengar, Esq., B.A.,
Chief Secretary to the Government of His Highness
the Maharaja of Mysore,
Bangalore.

Hassan
The Special First Class Magte might be empowered

1st Member
(Through Chief Sec) 15/10 MS
15/

Similarly in other Dts also.

Issue instructions. MS
15/10/39

as instructed
Draft notification is put up for
consideration

BXR
16.10.39

Law Secy

EL
16/10

JSHE

BXR
16.10

notification

Immed. P 16/Legis 22-39-6 Draft Cant. Mysore 16.10.39

Immed. Memo no P 17-25/Legis. Draft Cant. Mysore 16.10.39

NOTIFICATION.

In exercise of the powers conferred by Section 3 of the Mysore Public Security Act,1939, the Government of His Highness the Maharaja of Mysore are pleased to authorise the following perso... also to exercise the powers conferred by the said section 3 of the ..id Mysore Public Security Act,1939, namely:-

1. The Special First Class Magistrates at all the District Headquartes.
2. The City Magistrate, Bangalore.
3. The City Magistrate, Mysore.

They are further pleased to direct that the custody to which ..y person arrested under the said Section 3 is to be comitted ..all also be the sub-jail at Shimoga.

By Order,

Ce

10PA 16.10.39

Secretary to Government,
Law Department.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

No.F 16/Legis 22-39-6. Dated Camp Mysore the/6th October 1939.

NOTIFICATION.

In exercise of the powers conferred by Section 3 of the Mysore Public Security Act,1939, the Government of His Highness the Maharaja of Mysore are pleased to authorise the following persons also to exercise the powers conferred by the said Section 3 of the said Mysore Public Security Act,1939, namely:-

1. The Special First Class Magistrates at all the District Headquarters.
2. The City Magistrate, Bangalore.
3. The City Magistrate, Mysore.

They are furtner pleased to direct that the custody to which any person arrested under the said Section 3 is to be committed shall also be the sub-jail at Shimoga.

By Order,

Sd/ C.Subrahmanya Aiyer

Secretary to Government,
Law Department.

To,
The Compiler Mysore Gazette for publication in the Gazette.

Memo No.F.17-25/Legis. Dated 6th October 1939.

Copy of the above is forwarded with compliments to the District Magistrate, District.

By Order,

BKR

For Secretary to Government,
Law Department.

Abstd
16/11

DRAFT. P 3232 Dy 13.11.39
Legis 22-39-7

NOTIFICATION.

In modification of Notification No.P.16/ Legis 22-39-6 dated Camp Mysore 16th October 1939, the Government of His Highness the - - Maharaja are pleased to direct that the first paragraph of the said Notification authorising the Special First Class Magistrates at all District Headquarters and the City Magistrates of Mysore and Bangalore to exercise the powers conferred by section 3 of the Mysore Public Security Act, 1939, be treated as cancelled.

By Order,

Secretary to Government
Law Department.

BKR
9.11.39

To

The Compiler Mysore Gazette for publication

P3233-41
dt 13-11-39 —— —— Copy to District Magistrates of Districts.

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No.P. 3232. Dated Bangalore the 13th November 1939.

Legs 22-39-7

NOTIFICATION.

In modification of Notification No.P.16/Legis 22-39-6 dated Camp Mysore, the 16th October 1939, the Government of His Highness the Maharaja are pleased to direct that the first paragraph of the said Notification authorising the Special First Class Magistrates at all District Headquarters and the City Magistrates of Mysore and Bangalore to exercise the powers conferred by section 3 of the Mysore Public Security Act, 1939, be treated as cancelled.

By Order,

Sd/- C.Subrahmanya Aiyar
Secretary to Government
Law Department.

To

The Compiler, Mysore Gazette for publication.

Memo No. 3233-41

Copy of the above is forwarded with compliments to the District Magistrates of Districts.

By Order,

B K Ramakrishnaiya

For Secretary to Government
Law Department.

Government of His Excellency the Governor of Mysore

General and Reserve Secretariat

Dated Bangalore the 15th November 1939

NOTIFICATION

In modification of Notification No.R.O.\Legis 22-39-6 dated Camp Mysore, the 16th October 1939, the Government of His Highness the Maharaja are pleased to direct that the fire arms Class Registered at all District headquarters and the [illegible] of the said Notification authorising the physical [illegible] for Mysore Municipal areas to exercise the power conferred by section 3 of the Mysore Public Security Act, 1934 be treated as cancelled

ORDER.

WHEREAS the Govt. of H.H. the Maharaja are satisfied with respect to the person known as ..... that, with a view to preventing him from acting in any manner prejudicial to the efficient prosecution of war ~~or~~ to public order, it is necessary to make the following order,

NOW, THEREFORE, in exercise of the powers conferred on them by clause (b) of sub-rule (1), and sub-rule (5) of Rule 26 of the Defence of Indi Rules as applied to Mysore, the Government hereby direct that the said ..... shall be detained in ~~custody in~~ ..... Jail unti ~~the further orders of Govt. in the matter.~~ and shall during his detention be subject to the conditions laid down in G.O. No. P2549 -SG/Leg. 22-39-S dated 6th Oct 1939.

Chief Secy. to Govt.